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JUN 15 2017

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAFAYETTE DIVISION

TONY R. MOORE, CLERK
WESTERN DISTRICT OF LOUISIANA
LAFAYETTE, LOUISIANA

Duplechain

Civil Action No. 15-02433

versus

Judge Rebecca F. Doherty

Neustrom, et al

Magistrate Judge Carol B. Whitehurst

JUDGMENT

For the reasons contained in the Report and Recommendation of the Magistrate Judge filed previously herein, *R. 83*, noting the absence^d of objections thereto, and concurring with the Magistrate Judge's findings under the applicable law;

IT IS ORDERED that the Motion To Dismiss And Motion To Strike [Rec. Doc. 63] is **GRANTED IN PART and DENIED IN PART**, in that:

- 1) the Motion To Strike Paragraphs 101 through and including 127, and 131 through and including 162 is **DENIED**;
- 2) the Motion To Dismiss is **GRANTED** with regard to any claims asserted in the Amended Complaint against defendants Girrens or Daigle and those claims are dismissed without prejudice;
- 3) the Motion To Dismiss Plaintiff's punitive damages claims is **GRANTED** with regard to Plaintiff's official-capacity claims against Neustrom and Reardon and those claims are dismissed with prejudice;

4) the Motion To Dismiss is **GRANTED** with regard to the official-capacity claims against Reardon and those claims are dismissed without prejudice;

5) the Motion To Dismiss the individual-capacity claims against Reardon is **DENIED AS MOOT** and those claims are dismissed without prejudice;

6) the Motion To Dismiss the individual-capacity claims against Neustrom is **GRANTED** and those claims are dismissed without prejudice; and

7) the Motion To Dismiss is **DENIED** in all other respects.

THUS DONE AND SIGNED in Lafayette, Louisiana, on this 15 day of

June, 2017.


Rebecca F. Doherty
United States District Judge